

No 40901

AMENDED

APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

MAR 17 1980

Date of filing in State Engineer's Office.....

JUN 20 1980

Returned to applicant for correction.....

AUG 12 1980

Corrected application filed.....

AUG 12 1980

Map filed.....

The applicant Duval Corporation.....

c/oChilton Engineering.....

of 421 Court Street.....

Street and No. or P.O. Box No.

City or Town

Nevada 89801.....

State and Zip Code No.

hereby make application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.) August 18, 1926 -

Texas qualified in Nevada - June 5, 1962

1. The source of the proposed appropriation is Copper Basin Well No. 3-A (aka CBWW-1).....
Name of stream, lake, spring, underground or other source
2. The amount of water applied for is 1 cfs.....second-feet
One second-foot equals 448.83 gals. per min.
 - (a) If stored in reservoir give number of acre-feet.....
3. The water to be used for Mining, Milling and Domestic.....
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.
4. If use is for:
 - (a) Irrigation, state number of acres to be irrigated:.....
 - (b) Stockwater, state number and kinds of animals to be watered:.....
 - (c) Other use (describe fully under "No. 12. Remarks").....
 - (d) Power:
 - (1) Horsepower developed.....
 - (2) Point of return of water to stream.....
5. The water is to be diverted from its source at the following point: w/in NW 1/4 Section 32, T. 32 N., R. 44 E., M.D.M. at a point from which the NW corner of Section 4, T. 31 N., survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated.
R. 44 E., MDM bears S. 55° 36' E. 2726 feet
6. Place of use Sections 19, 20, 28, 29, 30, 32 and 33, T. 32N., R. 44 E., MDM
Describe by legal subdivision. If on unsurveyed land, it should be so stated.
7. Use will begin about Jan. 1 and end about Dec. 31, of each year.
Month and Day Month and Day
8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Drilled and cased well equipped with motor, pump, and pipeline to Place of Use.
State manner in which water is to be diverted, i.e. diversion structure, ditches and flumes, drilled well with pump and motor, etc.
9. Estimated cost of works \$30,000

CORRECTED PERMIT

10. Estimated time required to construct works.....2 years
If well completed, describe works.
11. Estimated time required to complete the application of water to beneficial use.....3 years

12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

.....Estimated consumptive use: Will not exceed that granted

.....under Permit 22883 - Certificate 7644

Applicant Duval Corporation

By.....s/William A. Nisbet Agent

Compared.....dcb/br.....dcb/br.....

421 Court Street

Elko, NV 89801

Protested.....

APPROVAL.....OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to existing rights. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of water begins, or before the Proof of Completion of Work is filed. This source is located within an area designated by the State Engineer, pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

The total combined duty of water under this permit and Permits 40902 and 22883 shall not exceed 452.9 million gallons annually.

This corrected permit is issued to correct the total combined duty of this permit and permits 22883, certificate 7644, and 40902 from 235.90 to 452.9 million gallons annually.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed.....1.0.....cubic feet per second, but not to exceed 235.9...million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before.....November 8, 1982.....

Proof of completion of work shall be filed before.....December 8, 1982.....

Application of water to beneficial use shall be made on or before.....November 8, 1984.....

Proof of the application of water to beneficial use shall be filed on or before.....December 8, 1984.....

Map in support of proof of beneficial use shall be filed on or before.....

Completion of work filed.....

Proof of beneficial use filed.....

Cultural map filed.....

Certificate No.....Issued.....

IN TESTIMONY WHEREOF, I.....PETER G. MORROS.....

State Engineer of Nevada, have hereunto set my hand and the seal of

my office, this.....27th.....day of.....JANUARY.....

A.D. 1984.....

State Engineer

APPLICATION FOR PERMIT
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office..... MAR 17 1980
Returned to applicant for correction..... JUN 20 1980
Corrected application filed..... AUG 12 1980
Map filed..... AUG 12 1980

The applicant..... Duval Corporation
..... c/o Chilton Engineering....., of..... 421 Court Street.....
..... Street and No. or P.O. Box No. City or Town
..... Nevada 89801....., hereby make..... application for permission to appropriate the public
..... State and Zip Code No.
waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorpora-
tion; if a copartnership or association, give names of members.) August 18, 1926 -
..... Texas qualified in Nevada - June 5, 1962..

1. The source of the proposed appropriation is..... Copper Basin Well No. 3-A (aka CBWW-1)
..... Name of stream, lake or other source.
2. The amount of water applied for is..... 1 cfs..... second-foot
..... One second-foot equals 448.83 gals. per min.
(a) If stored in reservoir give number of acre-feet..... acre-feet
3. The water to be used for..... Mining, Milling and Domestic
..... Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.
4. If use is for:
 - (a) Irrigation (state number of acres to be irrigated).....
 - (b) Stockwater (state number and kinds of animals to be watered).....
 - (c) Other use (describe fully under "No. 12. Remarks").....
 - (d) Power:
 - (1) Horsepower developed.....
 - (2) Point of return of water to stream.....
5. The water is to be diverted from its source at the following point: w/in NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 32,
T. 32 N., R. 44 E., M.D.M., at a point from which the NW corner
..... Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land,
of Section 4, T 31 N, R 44 E, MDM bears S 55° 36' E 2726 feet
..... it should be stated.
6. Place of use..... Sections 19, 20, 28, 29, 30, 32, and 33, T 32 N, R 44 E,
..... Describe by legal subdivision, if on unsurveyed land it should be so stated.
MDM
7. Use will begin about..... Jan. 1..... and end about..... Dec. 31....., of each year.
..... Month and Day Month and Day
8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.)..... Drilled and cased well equipped
with motor, pump, and pipeline to Place of Use.
..... State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.

9. Estimated cost of works.....\$30,000
10. Estimated time required to construct works.....2 years
11. Estimated time required to complete the application to beneficial use.....3 Years
12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Estimated consumptive use: Will not exceed that granted
under Permit 22883 - Certificate 7644

Applicant.....Duval Corporation

By.....s/William A. Nisbet Agent
421 Court Street
Elko, NV 89801

Compared.....ha/ja.....gk/bc

APPROVAL.....OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to existing rights. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of water begins, or before the Proof of Completion of Work is filed. This source is located within an area designated by the State Engineer, pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

The total combined duty of water under this permit and Permits 40902 and 22883 shall not exceed 235.90 million gallons annually.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed.....1.0.....cubic feet per second, but not to exceed
235.90 million gallons annually.

Actual construction work shall begin on or before.....November 8, 1981

Proof of commencement of work shall be filed before.....December 8, 1981

Work must be prosecuted with reasonable diligence and be completed on or before.....November 8, 1982

Proof of completion of work shall be filed before.....December 8, 1982

Application of water to beneficial use shall be made on or before.....November 8, 1984

Proof of the application of water to beneficial use shall be filed on or before.....December 8, 1984

Map in support of proof of beneficial use shall be filed on or before.....

Commencement of work filed.....
Completion of work filed.....DEC 20 1982
Proof of beneficial use filed.....
Cultural map filed.....
Certificate No.....Issued.....

IN TESTIMONY WHEREOF, I, WILLIAM J. NEWMAN
State Engineer of Nevada, have hereunto set my hand and the seal of
my office, this.....8th.....day of.....MAY.....

A.D. 1981

William J. Newman
State Engineer